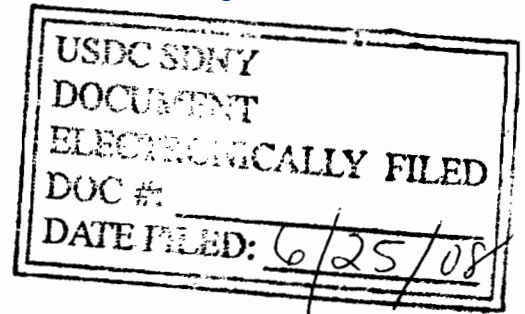


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



National Tobacco Company, LP

Plaintiff,

-against-

Timothy Parker and Xavier Mosley p.k.a.  
Blackalicious, Raymond Riley p.k.a. Boots  
Riley, Solomon David and Marlon Irving,  
p.k.a., Lifesavas,

Defendants.

Case No. 08 CV 03383 (SAS)

**PROPOSED ORDER**

A motion having been made by Plaintiff National Tobacco Company, LP for an Order: (i) withdrawing Plaintiff's Motion for John Basinger to Appear Pro Hac Vice, filed June 12, 2008, Doc. No. 23; (ii) returning the \$25 fee paid to the Clerk's office in connection with the abovementioned motion ; and-(iii) for such other and further relief as this Court deems just and proper;

IT IS HEREBY ORDERED that Plaintiff's motion is GRANTED in its entirety.

Dated: June 25, 2008

New York, New York

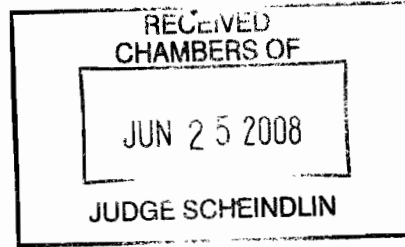
So Ordered.

A handwritten signature in black ink, appearing to read "Shira A. Scheindlin".  
Honorable Shira A. Scheindlin

**BAKER & MCKENZIE**

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Marcella.Ballard@Bakernet.com

Via Federal Express

June 23, 2008

Hon. Shira A. Schiendlin  
Courtroom 15C  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 1620  
New York, NY 10007

RE: National Tobacco Company, L.P. v. Timothy Parker *et al.*; Case No. 08 CV 03383  
(SAS)  
File No.: 56209771-000005

Dear Judge Schiendlin:

We represent National Tobacco Company, LP (NTC) in the above-referenced matter which is before Your Honor. We write to move this court to withdraw the improperly filed Motion for John Basinger to Appear *Pro Hac Vice*, filed June 12, 2008 (Docket No. 23).

Enclosed you will find a Proposed Order withdrawing the abovementioned Motion and refunding the \$25 fee paid to the Clerk in support of the Motion. Under separate cover, we also send a proper application for John Basinger to Appear *Pro Hac Vice* which conforms to Your Honor's Individual Rules and Practices.

Sincerely,

Marcella Ballard

MB/jml

Enclosure

cc: David B. Sudzus, Esq.

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